1 2 3 4 UNITED STATES DISTRICT COURT 5 WESTERN DISTRICT OF WASHINGTON AT SEATTLE 6 7 MICHAEL BOBOWSKI, ALYSON BURN, STEVEN COCKAYNE, BRIAN CRAWFORD, 8 DAN DAZELL, ANGELO DENNINGS, CHEYENNE FEGAN, SHARON FLOYD, GREGORY GUERRIER, JOHANNA KOSKINEN, ELENA MUNOZ-ALAZAZI Case No. C10-1859-JLR 10 TSANG, and KYLE WILLIAMS, on behalf of 11 Themselves and all others similarly situated, THE HONORABLE JAMES L. ROBART 12 NOTE ON MOTION CALENDAR: Plaintiffs,) Friday, October 4, 2013 13 v. 14 CLEARWIRE CORPORATION, 15 Defendant. 16 17 UNOPPOSED MOTION FOR RETURN OF APPELLANTS' APPEAL BOND MONEY 18 Appellants respectfully move for the return of the full amount of the \$41,150 bond amount 19 deposited with the clerk of this court on July 23, 2103 (Dkt. 161). 20 Appellants posted a \$41,150 bond with this court pursuant to an appeal bond order issued on 21 July 8, 2013 (Dkt. 142). Plaintiffs-Appellees ("Plaintiffs"), Defendant-Appellee Clearwire 22 Corporation ("Clearwire"), and Objectors-Appellants Jeremy de la Garza and Gordon Morgan 23 ("Appellants") (collectively, "Parties") have stipulated in the Ninth Circuit Court of Appeals 24 (attached as Exhibit 1) that, in exchange for the Parties each bearing their own costs on appeal of the 25 abovementioned litigation in which the Ninth Circuit recently granted Plaintiffs' second motion for 26 summary affirmance, no further appellate efforts will be undertaken, thereby allowing this Court's 27 final approval of the underlying settlement to become final. No other consideration was exchanged 28

for these promises.

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1	Now that the parties have agreed that	at no further appellate efforts will be undertaken and the
2	parties will each bear their own costs relating to the recent appeals, the Court should release	
3	Appellants' appeal bond.	
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5	Dated: September 19, 2013	Respectfully submitted,
6	By:	s/ Michael Iaria
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11		
12		Attorneys for Christopher A. Bandas
13		
14	<u>CERTIFICATE OF SERVICE</u>	
		19 th day of September 2013, I electronically filed the
15	1	ng the CM/ECF system thus effectuating service of such this case. I further certify that I served the following
16	,	tered CM/ECF users by USPS First Class mail, postage
17	prepaid.	
18	Robert Prior	
19	2016 E. 6th Street Vancouver, WA 98661	
20	vaneouver, wiri yoodi	
21		s/ Michael Iaria
22		Michael Iaria
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24		
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